

The Honorable James L. Robart

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

BOMBARDIER INC.,)	
)	
Plaintiff,)	
)	NO. 2:18-cv-1543-JLR
v.)	
)	AEROTEC DEFENDANTS'
MITSUBISHI AIRCRAFT CORPORATION,)	ANSWER AND AFFIRMATIVE
MITSUBISHI AIRCRAFT CORPORATION)	DEFENSES TO FIRST AMENDED
AMERICA, INC.; AEROSPACE TESTING)	VERIFIED COMPLAINT
ENGINEERING & CERTIFICATION, INC.;)	
MICHEL KORWIN-SZYMANOWSKI;)	JURY TRIAL DEMANDED
LAURUS BASSON; MARC-ANTOINE)	
DELARCHE; CINDY DORNÉVAL; KEITH)	
AYRE; and JOHN AND/OR JANE DOES 1-88,)	
)	
Defendants.)	

Defendants Aerospace Testing Engineering & Certification, Inc. ("AeroTEC"), Michel Korwin-Szymanowski, Laurus Basson and Cindy Dornéval (collectively, the "AeroTEC Defendants"), by and through their undersigned counsel, and for their answer and affirmative defenses to the First Amended Verified Complaint (the "Complaint") filed by plaintiff Bombardier Inc. ("Plaintiff"), allege as follows.

ANSWER

1. The AeroTEC Defendants admit Plaintiff brought this action for the claims recited in paragraph 1 of the Complaint, but deny that Plaintiff has stated any valid or cognizable claims.

1 2. The AeroTEC Defendants deny that they have misappropriated any trade secret or
2 confidential information, and are without knowledge or information sufficient to form a belief as
3 to the truth of the allegations in paragraph 2 of the Complaint, and therefore deny the same.

4 3. The AeroTEC Defendants are without knowledge or information sufficient to form
5 a belief as to the truth of the allegations in paragraph 3 of the Complaint, and therefore deny the
6 same.

7 4. The AeroTEC Defendants are without knowledge or information sufficient to form
8 a belief as to the truth of the allegations in paragraph 4 of the Complaint, and therefore deny the
9 same.

10 5. The AeroTEC Defendants admit the allegations in paragraph 5 of the Complaint.

11 6. The AeroTEC Defendants admit the allegations in paragraph 6 of the Complaint.

12 7. The AeroTEC Defendants admit the allegations in paragraph 7 of the Complaint.

13 8. The AeroTEC Defendants deny that Mr. Delarche works at AeroTEC, are without
14 knowledge or information sufficient to form a belief as to the truth of the remaining allegations in
15 paragraph 8 of the Complaint, and therefore deny the same.

16 9. The AeroTEC Defendants admit the allegations in paragraph 9 of the Complaint.

17 10. The AeroTEC Defendants are without knowledge or information sufficient to form
18 a belief as to the truth of the allegations in paragraph 10 of the Complaint, and therefore deny the
19 same.

20 11. The AeroTEC Defendants are without knowledge or information sufficient to form
21 a belief as to the truth of the allegations in paragraph 11 of the Complaint, and therefore deny the
22 same.

23 12. The AeroTEC Defendants admit the allegations in paragraph 12 of the Complaint.

24 13. The allegations in paragraph 13 of the Complaint call for legal conclusions to which
25 no response is required.

26 14. The AeroTEC Defendant admit that they are subject to the Court's personal
27 jurisdiction, and are without knowledge or information sufficient to form a belief as to the truth of

1 the remaining allegations in paragraph 14 of the Complaint, and therefore deny the same.

2 15. The AeroTEC Defendants are without knowledge or information sufficient to form
3 a belief as to the truth of the allegations in paragraph 15 of the Complaint, and therefore deny the
4 same.

5 16. The AeroTEC Defendants admit that it is a Seattle-based company that was retained
6 to assist and support MITAC's efforts for certification of the MRJ, and that it has employees who
7 have provided flight-test and certification support for the MRJ. The AeroTEC Defendants are
8 without knowledge or information sufficient to form a belief as to the truth of the remaining
9 allegations in paragraph 16 of the Complaint, and therefore deny the same.

10 17. The AeroTEC Defendants are without knowledge or information sufficient to form
11 a belief as to the truth of the allegations in paragraph 17 of the Complaint, and therefore deny the
12 same.

13 18. The allegations in paragraph 18 of the Complaint call for legal conclusions to which
14 no response is required. To the extent a response is required, the AeroTEC Defendants deny that
15 they have misappropriated any trade secrets. The AeroTEC Defendants are without knowledge or
16 information sufficient to form a belief as to the truth of the remaining factual allegations in
17 paragraph 18 of the Complaint, and therefore deny the same.

18 19. The AeroTEC Defendants deny that Mr. Delarche has disclosed any trade secret
19 information to them, are without knowledge or information sufficient to form a belief as to the
20 truth of the remaining factual allegations in paragraph 19 of the Complaint, and therefore deny the
21 same. The remaining allegations in paragraph 19 of the Complaint call for legal conclusions to
22 which no response is required.

23 20. The AeroTEC Defendants deny that Mr. Ayre has disclosed any trade secret
24 information to them, are without knowledge or information sufficient to form a belief as to the
25 truth of the remaining factual allegations in paragraph 20 of the Complaint, and therefore deny the
26 same. The remaining allegations in paragraph 20 of the Complaint call for legal conclusions to
27 which no response is required.

21. The AeroTEC Defendants admit that venue is proper in this judicial district.

22. The AeroTEC Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations in paragraph 22 of the Complaint, and therefore deny the same.

23. The AeroTEC Defendants are without knowledge or information sufficient to form a belief as to the truth of the factual allegations in paragraph 23 of the Complaint, and therefore deny the same.

24. The AeroTEC Defendants admit that one of Plaintiff's aircrafts is the C-Series, a turbofan twin engine airliner. The AeroTEC Defendants are without knowledge or information sufficient to form a belief as to the truth of the remaining factual allegations in paragraph 24 of the Complaint, and therefore deny the same.

25. The AeroTEC Defendants are without knowledge or information sufficient to form a belief as to the truth of the factual allegations in paragraph 25 of the Complaint, and therefore deny the same.

26. The AeroTEC Defendants are without knowledge or information sufficient to form a belief as to the truth of the factual allegations in paragraph 26 of the Complaint, and therefore deny the same.

27. The AeroTEC Defendants are without knowledge or information sufficient to form a belief as to the truth of the factual allegations in paragraph 27 of the Complaint, and therefore deny the same.

28. The AeroTEC Defendants are without knowledge or information sufficient to form a belief as to the truth of the factual allegations in paragraph 28 of the Complaint, and therefore deny the same.

29. The allegations in paragraph 29 of the Complaint call for legal conclusions to which no response is required, and the referenced statutes and regulations speak for themselves.

30. The allegations in paragraph 30 of the Complaint call for legal conclusions to which no response is required, and the referenced documents speak for themselves.

1 31. The allegations in paragraph 31 of the Complaint call for legal conclusions to which
2 no response is required.

3 32. The allegations in paragraph 32 of the Complaint call for legal conclusions to which
4 no response is required, and the referenced statute speaks for itself.

5 33. The allegations in paragraph 33 of the Complaint call for legal conclusions to which
6 no response is required, and the referenced statute speaks for itself.

7 34. The allegations in paragraph 34 of the Complaint call for legal conclusions to which
8 no response is required, and the referenced standards, procedures, agreements and regulations
9 speak for themselves.

10 35. The exhibits referenced in paragraph 35 of the Complaint speak for themselves, and
11 the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to
12 the truth of the remaining factual allegations in paragraph 35 of the Complaint, and therefore deny
13 the same.

14 36. The AeroTEC Defendants admit that the Japanese government and MHI have been
15 investigating the feasibility of the MRJ, which is a narrow body, geared turbofan twin engine jet
16 aircraft that has not yet received certifications to enter into service. The AeroTEC Defendants are
17 without knowledge or information sufficient to form a belief as to the truth of the remaining factual
18 allegations in paragraph 36 of the Complaint, and therefore deny the same.

19 37. The documents referenced and quoted in paragraph 37 of the Complaint speak for
20 themselves. The AeroTEC Defendants are without knowledge or information sufficient to form a
21 belief as to the truth of the remaining factual allegations in paragraph 37 of the Complaint, and
22 therefore deny the same.

23 38. The documents referenced and quoted in paragraph 38 of the Complaint speak for
24 themselves. The AeroTEC Defendants are without knowledge or information sufficient to form a
25 belief as to the truth of the remaining factual allegations in paragraph 38 of the Complaint, and
26 therefore deny the same.

27 39. The documents referenced and quoted in paragraph 39 of the Complaint speak for

1 themselves. The AeroTEC Defendants are without knowledge or information sufficient to form a
2 belief as to the truth of the remaining factual allegations in paragraph 39 of the Complaint, and
3 therefore deny the same.

4 40. The documents referenced and quoted in paragraph 40 of the Complaint speak for
5 themselves. The AeroTEC Defendants are without knowledge or information sufficient to form a
6 belief as to the truth of the remaining factual allegations in paragraph 40 of the Complaint, and
7 therefore deny the same.

8 41. The documents referenced and quoted in paragraph 41 of the Complaint speak for
9 themselves. The AeroTEC Defendants are without knowledge or information sufficient to form a
10 belief as to the truth of the remaining factual allegations in paragraph 41 of the Complaint, and
11 therefore deny the same.

12 42. The documents referenced and quoted in paragraph 42 of the Complaint speak for
13 themselves. The AeroTEC Defendants are without knowledge or information sufficient to form a
14 belief as to the truth of the remaining factual allegations in paragraph 42 of the Complaint, and
15 therefore deny the same.

16 43. The AeroTEC Defendants admit that in mid-2014, MITAC enlisted the assistance
17 of AeroTEC for the MRJ project, and that AeroTEC provides flight testing and aircraft certification
18 services. The AeroTEC Defendants are without knowledge or information sufficient to form a
19 belief as to the truth of the remaining factual allegations in paragraph 43 of the Complaint, and
20 therefore deny the same.

21 44. The AeroTEC Defendants admit that MITAC's MRJ project has experienced
22 delays to the MRJ project schedule. The documents referenced and quoted in paragraph 44 of the
23 Complaint speak for themselves. The AeroTEC Defendants are without knowledge or information
24 sufficient to form a belief as to the truth of the remaining factual allegations in paragraph 44 of the
25 Complaint, and therefore deny the same.

26 45. The AeroTEC Defendants admit that MITAC's MRJ project has experienced
27 delays to the MRJ project schedule. The documents referenced and quoted in paragraph 45 of the

1 Complaint speak for themselves. The AeroTEC Defendants are without knowledge or information
2 sufficient to form a belief as to the truth of the remaining factual allegations in paragraph 45 of the
3 Complaint, and therefore deny the same.

4 46. The documents referenced and quoted in paragraph 46 of the Complaint speak for
5 themselves. The AeroTEC Defendants are without knowledge or information sufficient to form a
6 belief as to the truth of the remaining factual allegations in paragraph 46 of the Complaint, and
7 therefore deny the same.

8 47. The documents referenced and quoted in paragraph 47 of the Complaint speak for
9 themselves. The AeroTEC Defendants are without knowledge or information sufficient to form a
10 belief as to the truth of the remaining factual allegations in paragraph 47 of the Complaint, and
11 therefore deny the same.

12 48. The documents referenced and quoted in paragraph 48 of the Complaint speak for
13 themselves. The AeroTEC Defendants are without knowledge or information sufficient to form a
14 belief as to the truth of the remaining factual allegations in paragraph 48 of the Complaint, and
15 therefore deny the same.

16 49. The documents referenced and quoted in paragraph 49 of the Complaint speak for
17 themselves. The AeroTEC Defendants are without knowledge or information sufficient to form a
18 belief as to the truth of the remaining factual allegations in paragraph 49 of the Complaint, and
19 therefore deny the same.

20 50. The AeroTEC Defendants admit that MITAC's MRJ project has experienced
21 delays to the MRJ project schedule, and that Mr. Korwin-Szymanowski and Alex Bellamy were
22 interviewed as set forth in Exhibit 16 to the Denkenberger Declaration. The documents referenced
23 and quoted in paragraph 50 of the Complaint speak for themselves. The AeroTEC Defendants are
24 without knowledge or information sufficient to form a belief as to the truth of the remaining factual
25 allegations in paragraph 50 of the Complaint, and therefore deny the same.

26 51. The AeroTEC Defendants admit that AeroTEC began a recruiting effort for
27 employees to work on the MRJ's certification effort, and that MITAC and/or MITAC America

1 organized a July 2016 job fair in Montréal, but deny that any recruiting was specifically directed
2 to Bombardier personnel. The documents referenced and quoted in paragraph 51 of the Complaint
3 speak for themselves. The AeroTEC Defendants are without knowledge or information sufficient
4 to form a belief as to the truth of the remaining factual allegations in paragraph 51 of the
5 Complaint, and therefore deny the same.

6 52. The AeroTEC Defendants admit that AeroTEC began a recruiting effort in 2015,
7 including organizing a job fair in Wichita, Kansas, and advertised the job fair with billboards on
8 flatbed trucks at a number of locations, including but not limited to ones near Plaintiff's flight test
9 center. The AeroTEC Defendants deny that any of its recruiting efforts were specifically directed
10 to or targeted at Bombardier personnel. The AeroTEC Defendants further deny that Mr. Korwin-
11 Szymanowski had authority to act or ever performed any acts on behalf of MITAC America. The
12 AeroTEC Defendants are without knowledge or information sufficient to form a belief as to the
13 truth of the remaining factual allegations in paragraph 52 of the Complaint, and therefore deny the
14 same.

15 53. The AeroTEC Defendants admit that AeroTEC's efforts to recruit aircraft
16 development and certification personnel included retaining professional recruiting services such
17 as Velocity Consulting Solutions, and contacting industry contacts that included current and
18 former Bombardier employees. The AeroTEC Defendants also admit that Michel Korwin-
19 Szymanowski sent an email as referenced in paragraph 53 of the Complaint, but deny that he did
20 so on behalf of MITAC America, that it was sent to 247 Bombardier email accounts, and that it
21 was targeted only to Bombardier personnel. The documents referenced and quoted in paragraph
22 53 of the Complaint speak for themselves. The AeroTEC Defendants are without knowledge or
23 information sufficient to form a belief as to the truth of the factual allegations against other parties,
24 and therefore deny the same. The AeroTEC Defendants deny the remaining allegations in
25 paragraph 53 of the Complaint.

26 54. The exhibit referenced and quoted in paragraph 54 of the Complaint speaks for
27 itself. The AeroTEC Defendants deny the remaining allegations in paragraph 54 of the Complaint,

1 including the allegations that they worked to recruit Bombardier personnel with trade secret
2 knowledge, that Mr. Korwin-Szymanowski was an agent of MITAC America, and that Mr.
3 Korwin-Szymanowski was authorized or performed any acts to hire anyone for MITAC America.

4 55. The allegations in paragraph 55 of the Complaint concern parties other than the
5 AeroTEC Defendants, and therefore no response is required. To the extent a response is required,
6 the AeroTEC Defendants believe the allegations are accurate.

7 56. The AeroTEC Defendants deny the allegations in paragraph 56 of the Complaint.

8 57. The AeroTEC Defendants deny the allegations in paragraph 57 of the Complaint.

9 58. The AeroTEC Defendants admit that Plaintiff aggressively tried to stop AeroTEC
10 from recruiting or soliciting its current and former employees beginning in October 2015, and that
11 Plaintiff sent the letter attached to the Complaint as Exhibit B. The document speaks for itself.
12 The AeroTEC Defendants deny the remaining allegations in paragraph 58 of the Complaint.

13 59. The AeroTEC Defendants admit that Plaintiff sent the letter attached to the
14 Complaint as Exhibit C. The documents referenced in paragraph 59 of the Complaint speak for
15 themselves. The AeroTEC Defendants deny the remaining allegations in paragraph 59 of the
16 Complaint.

17 60. The AeroTEC Defendants are without knowledge or information sufficient to form
18 a belief as to the truth of the allegations in paragraph 60 of the Complaint, and therefore deny the
19 same.

20 61. The AeroTEC Defendants are without knowledge or information sufficient to form
21 a belief as to the truth of the allegations in paragraph 61 of the Complaint, and therefore deny the
22 same.

23 62. The AeroTEC Defendants are without knowledge or information sufficient to form
24 a belief as to the truth of the allegations in paragraph 62 of the Complaint, and therefore deny the
25 same.

26 63. The AeroTEC Defendants are without knowledge or information sufficient to form
27 a belief as to the truth of the allegations in paragraph 63 of the Complaint, and therefore deny the

1 same.

2 64. The AeroTEC Defendants are without knowledge or information sufficient to form
3 a belief as to the truth of the allegations in paragraph 64 of the Complaint, and therefore deny the
4 same.

5 65. The AeroTEC Defendants are without knowledge or information sufficient to form
6 a belief as to the truth of the allegations in paragraph 65 of the Complaint, and therefore deny the
7 same.

8 66. The AeroTEC Defendants are without knowledge or information sufficient to form
9 a belief as to the truth of the allegations in paragraph 66 of the Complaint, and therefore deny the
10 same.

11 67. The AeroTEC Defendants admit that AeroTEC now employs former Bombardier
12 personnel whose job responsibilities include those that relate or have related to the development,
13 certification, and/or commercialization of the MRJ, including Korwin-Szymanowski, Basson, and
14 Dornéval. The AeroTEC Defendants are without knowledge or information sufficient to form a
15 belief as to the truth of the allegation that the corporate defendants collectively employ at least 92
16 such individuals in the aggregate. The AeroTEC Defendants deny the remaining allegations in
17 paragraph 67 of the Complaint.

18 68. The AeroTEC Defendants admit that Basson has worked on the MRJ project as a
19 mechanical systems engineer at AeroTEC, that he signed the document attached as Exhibit K to
20 the Complaint, and that he sent the email attached as Exhibit J to the Complaint on his last day as
21 a Bombardier employee. The exhibits, the email, its attachments, and the other documents
22 referenced and quoted in paragraph 68 of the Complaint speak for themselves. The AeroTEC
23 Defendants deny that the email was sent “without permission,” that Plaintiff has identified any
24 “highly sensitive, proprietary Bombardier trade secret information,” and that the information
25 contained in the referenced documents would be valuable to anyone involved in an effort to certify
26 any part of the MRJ or other aircraft. The AeroTEC Defendants further deny that Basson violated
27 Plaintiff’s Code of Ethics, which does not prohibit employees from emailing documents to

1 themselves. The AeroTEC Defendants deny the remaining allegations in paragraph 68 of the
2 Complaint.

3 69. The AeroTEC Defendants admit that Delarche used to work for AeroTEC as an
4 aircraft performance engineer before he went to work for MITAC. The AeroTEC Defendants deny
5 that Plaintiff has identified any trade secrets and further deny that Plaintiff's Code of Ethics
6 prohibited employees from emailing documents to themselves. The AeroTEC Defendants are
7 without knowledge or information sufficient to form a belief as to the truth of the remaining
8 allegations in paragraph 69 of the Complaint, and therefore deny the same.

9 70. The AeroTEC Defendants deny that Plaintiff has identified any trade secrets in its
10 Complaint, and are without knowledge or information sufficient to form a belief as to the truth of
11 the allegations in paragraph 70 of the Complaint, and therefore deny the same.

12 71. The AeroTEC Defendants admit that Dornéval is a former Bombardier employee
13 who has worked on the MRJ project for AeroTEC, that she signed the document attached as
14 Exhibit Q to the Complaint, and that on her last day with Bombardier was February 10, 2017. The
15 AeroTEC Defendants further admit that Dornéval sent the email attached as Exhibit P to the
16 Complaint on November 18, 2016, which contained Production Flight Test Profiles as referenced
17 in paragraph 71 of the Complaint. The email, its attachments, and the other documents referenced
18 and quoted in paragraph 71 of the Complaint speak for themselves. The AeroTEC Defendants
19 deny that Plaintiff has identified any "highly sensitive, proprietary Bombardier trade secret
20 information" in the documents, and that the information contained therein would be valuable to
21 anyone involved in an effort to certify any part of the MRJ or other aircraft. The AeroTEC
22 Defendants further deny that Dornéval ever violated Plaintiff's Code of Ethics, which does not
23 prohibit employees from emailing documents to themselves. The AeroTEC Defendants deny the
24 remaining allegations in paragraph 71 of the Complaint.

25 72. Dornéval does not recall attempting to send the emails referenced in paragraph 72
26 of the Complaint, and the AeroTEC Defendants respond that Exhibit R to the Complaint and the
27 other documents referenced in paragraph 72 of the Complaint speak for themselves. The AeroTEC

1 Defendants admit that Dornéval's last day at Bombardier was February 10, 2017, that while
2 employed at Bombardier, Dornéval maintained a personal "Carriere et training" folder, which she
3 believes contained the ASIO Manuals and the CAFM document referenced in paragraph 72 of the
4 Complaint. The AeroTEC Defendants deny the remaining allegations in paragraph 72 of the
5 Complaint.

6 73. The AeroTEC Defendants admit that Dornéval's alleged attempts to send the emails
7 referenced in paragraph 73 of the Complaint appear to have failed. The AeroTEC Defendants
8 deny that the documents referenced in paragraph 73 of the Complaint contain highly sensitive,
9 trade secret or other confidential information, that Dornéval privately retained personal copies of
10 the documents, or that she had any intention of using or misusing any of the information contained
11 therein in her new role at AeroTEC. The documents speak for themselves. The AeroTEC
12 Defendants deny the remaining allegations in paragraph 73 of the Complaint.

13 74. The AeroTEC Defendants are without knowledge or information sufficient to form
14 a belief as to the truth of the allegations in paragraph 74 of the Complaint, and therefore deny the
15 same.

16 75. The AeroTEC Defendants are without knowledge or information sufficient to form
17 a belief as to the truth of the allegations in paragraph 75 of the Complaint, and therefore deny the
18 same.

19 76. The AeroTEC Defendants deny that Plaintiff's Code of Ethics prohibited
20 employees from emailing documents to themselves. The AeroTEC Defendants are without
21 knowledge or information sufficient to form a belief as to the truth of the remaining allegations in
22 paragraph 76 of the Complaint, and therefore deny the same.

23 77. The AeroTEC Defendants are without knowledge or information sufficient to form
24 a belief as to the truth of the allegations in paragraph 77 of the Complaint, and therefore deny the
25 same.

26 78. The AeroTEC Defendants are without knowledge or information sufficient to form
27 a belief as to the truth of the allegations in paragraph 78 of the Complaint, and therefore deny the

1 same.

2 79. The AeroTEC Defendants are without knowledge or information sufficient to form
3 a belief as to the truth of the allegations in paragraph 79 of the Complaint, and therefore deny the
4 same.

5 80. The AeroTEC Defendants are without knowledge or information sufficient to form
6 a belief as to the truth of the allegations in paragraph 80 of the Complaint, and therefore deny the
7 same.

8 81. The AeroTEC Defendants are without knowledge or information sufficient to form
9 a belief as to the truth of the allegations in paragraph 81 of the Complaint, and therefore deny the
10 same.

11 82. The documents reference in paragraph 82 of the Complaint speak for themselves.
12 The AeroTEC Defendants are without knowledge or information sufficient to form a belief as to
13 the truth of the remaining allegations in paragraph 82 of the Complaint, and therefore deny the
14 same.

15 83. The AeroTEC Defendants are without knowledge or information sufficient to form
16 a belief as to the truth of the allegations in paragraph 83 of the Complaint, and therefore deny the
17 same.

18 84. The allegations in paragraph 84 of the Complaint concern other parties, and the
19 AeroTEC Defendants are without knowledge or information sufficient to form a belief as to the
20 truth of the allegations in paragraph 84, and therefore deny the same.

21 85. The allegations in paragraph 85 of the Complaint concern other parties, and the
22 AeroTEC Defendants are without knowledge or information sufficient to form a belief as to the
23 truth of the allegations in paragraph 85, and therefore deny the same.

24 86. The allegations in paragraph 86 of the Complaint concern other parties, and the
25 AeroTEC Defendants are without knowledge or information sufficient to form a belief as to the
26 truth of the allegations in paragraph 86, and therefore deny the same.

27 87. The allegations in paragraph 87 of the Complaint concern other parties, and the

1 AeroTEC Defendants are without knowledge or information sufficient to form a belief as to the
2 truth of the allegations in paragraph 87, and therefore deny the same.

3 88. The allegations in paragraph 88 of the Complaint concern other parties, and the
4 AeroTEC Defendants are without knowledge or information sufficient to form a belief as to the
5 truth of the allegations in paragraph 88, and therefore deny the same.

6 89. The allegations in paragraph 89 of the Complaint concern other parties, and the
7 AeroTEC Defendants are without knowledge or information sufficient to form a belief as to the
8 truth of the allegations in paragraph 89, and therefore deny the same.

9 90. The allegations in paragraph 90 of the Complaint concern other parties, and the
10 AeroTEC Defendants are without knowledge or information sufficient to form a belief as to the
11 truth of the allegations in paragraph 90, and therefore deny the same.

12 91. The allegations in paragraph 91 of the Complaint concern other parties, and the
13 AeroTEC Defendants are without knowledge or information sufficient to form a belief as to the
14 truth of the allegations in paragraph 91, and therefore deny the same.

15 92. The allegations in paragraph 92 of the Complaint concern other parties, and the
16 AeroTEC Defendants are without knowledge or information sufficient to form a belief as to the
17 truth of the allegations in paragraph 92, and therefore deny the same.

18 93. The allegations in paragraph 93 of the Complaint concern other parties, and the
19 AeroTEC Defendants are without knowledge or information sufficient to form a belief as to the
20 truth of the allegations in paragraph 93, and therefore deny the same.

21 94. The allegations in paragraph 94 of the Complaint concern other parties, and the
22 AeroTEC Defendants are without knowledge or information sufficient to form a belief as to the
23 truth of the allegations in paragraph 94, and therefore deny the same.

24 95. The allegations in paragraph 95 of the Complaint concern other parties, and the
25 AeroTEC Defendants are without knowledge or information sufficient to form a belief as to the
26 truth of the allegations in paragraph 95, and therefore deny the same.

27 96. The allegations in paragraph 96 of the Complaint concern other parties, and the

1 AeroTEC Defendants are without knowledge or information sufficient to form a belief as to the
2 truth of the allegations in paragraph 96, and therefore deny the same.

3 97. The AeroTEC Defendants admit and deny the allegations referenced in paragraph
4 97 of the Complaint to the same extent set forth above.

5 98. The allegations in paragraph 98 of the Complaint concern parties other than the
6 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
7 the AeroTEC Defendants deny that the documents described in Plaintiff's Complaint contain
8 confidential, proprietary, and trade secret information, and that any such documents were illicitly
9 transmitted. The AeroTEC Defendants are without knowledge or information sufficient to form a
10 belief as to the truth of the remaining allegations in paragraph 98 of the Complaint, and therefore
11 deny the same.

12 99. The allegations in paragraph 99 of the Complaint concern parties other than the
13 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
14 the AeroTEC Defendants deny that the documents described in Plaintiff's Complaint contain
15 confidential, proprietary, and trade secret information. The AeroTEC Defendants are without
16 knowledge or information sufficient to form a belief as to the truth of the remaining allegations in
17 paragraph 99 of the Complaint, and therefore deny the same.

18 100. The allegations in paragraph 100 of the Complaint concern parties other than the
19 AeroTEC Defendants and call for legal conclusions, and therefore no response is required. To the
20 extent a response is required, the AeroTEC Defendants are without knowledge or information
21 sufficient to form a belief as to the truth of the remaining allegations in paragraph 100 of the
22 Complaint, and therefore deny the same.

23 101. The allegations in paragraph 101 of the Complaint concern parties other than the
24 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
25 the AeroTEC Defendants deny the allegations in paragraph 101 of the Complaint.

26 102. The allegations in paragraph 102 of the Complaint concern parties other than the
27 AeroTEC Defendants and therefore no response is required. To the extent a response is required,

1 the AeroTEC Defendants deny the allegations in paragraph 102 of the Complaint.

2 103. The allegations in paragraph 103 of the Complaint concern parties other than the
3 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
4 the AeroTEC Defendants deny the allegations in paragraph 103 of the Complaint.

5 104. The allegations in paragraph 104 of the Complaint concern parties other than the
6 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
7 the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to
8 the truth of the remaining allegations in paragraph 104 of the Complaint, and therefore deny the
9 same.

10 105. The allegations in paragraph 105 of the Complaint concern parties other than the
11 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
12 the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to
13 the truth of the remaining allegations in paragraph 105 of the Complaint, and therefore deny the
14 same.

15 106. The allegations in paragraph 106 of the Complaint concern parties other than the
16 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
17 the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to
18 the truth of the remaining allegations in paragraph 106 of the Complaint, and therefore deny the
19 same.

20 107. The allegations in paragraph 107 of the Complaint concern parties other than the
21 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
22 the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to
23 the truth of the remaining allegations in paragraph 107 of the Complaint, and therefore deny the
24 same.

25 108. The allegations in paragraph 108 of the Complaint concern parties other than the
26 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
27 the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to

1 the truth of the remaining allegations in paragraph 108 of the Complaint, and therefore deny the
2 same.

3 109. The AeroTEC Defendants admit and deny the allegations referenced in paragraph
4 109 of the Complaint to the same extent set forth above.

5 110. The allegations in paragraph 110 of the Complaint concern parties other than the
6 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
7 the AeroTEC Defendants deny that the documents described in Plaintiff's Complaint contain
8 confidential, proprietary, and trade secret information, and that any such documents were illicitly
9 transmitted. The AeroTEC Defendants are without knowledge or information sufficient to form a
10 belief as to the truth of the remaining allegations in paragraph 110 of the Complaint, and therefore
11 deny the same.

12 111. The allegations in paragraph 111 of the Complaint concern parties other than the
13 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
14 the AeroTEC Defendants deny that the documents described in Plaintiff's Complaint contain
15 confidential, proprietary, and trade secret information. The AeroTEC Defendants are without
16 knowledge or information sufficient to form a belief as to the truth of the remaining allegations in
17 paragraph 111 of the Complaint, and therefore deny the same.

18 112. The allegations in paragraph 112 of the Complaint concern parties other than the
19 AeroTEC Defendants and call for legal conclusions, and therefore no response is required. To the
20 extent a response is required, are without knowledge or information sufficient to form a belief as
21 to the truth of the remaining allegations in paragraph 112 of the Complaint, and therefore deny the
22 same.

23 113. The allegations in paragraph 113 of the Complaint concern parties other than the
24 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
25 are without knowledge or information sufficient to form a belief as to the truth of the remaining
26 allegations in paragraph 113 of the Complaint, and therefore deny the same.

27 114. The allegations in paragraph 114 of the Complaint concern parties other than the

1 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
2 the AeroTEC Defendants deny the allegations in paragraph 114 of the Complaint.

3 115. The allegations in paragraph 115 of the Complaint concern parties other than the
4 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
5 the AeroTEC Defendants deny the allegations in paragraph 115 of the Complaint.

6 116. The allegations in paragraph 116 of the Complaint concern parties other than the
7 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
8 the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to
9 the truth of the remaining allegations in paragraph 116 of the Complaint, and therefore deny the
10 same.

11 117. The allegations in paragraph 117 of the Complaint concern parties other than the
12 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
13 the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to
14 the truth of the remaining allegations in paragraph 117 of the Complaint, and therefore deny the
15 same.

16 118. The allegations in paragraph 118 of the Complaint concern parties other than the
17 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
18 the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to
19 the truth of the remaining allegations in paragraph 118 of the Complaint, and therefore deny the
20 same.

21 119. The allegations in paragraph 119 of the Complaint concern parties other than the
22 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
23 the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to
24 the truth of the remaining allegations in paragraph 119 of the Complaint, and therefore deny the
25 same.

26 120. The allegations in paragraph 120 of the Complaint concern parties other than the
27 AeroTEC Defendants and therefore no response is required. To the extent a response is required,

1 the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to
2 the truth of the remaining allegations in paragraph 120 of the Complaint, and therefore deny the
3 same.

4 121. The AeroTEC Defendants admit and deny the allegations referenced in paragraph
5 121 of the Complaint to the same extent set forth above.

6 122. The allegations in paragraph 122 of the Complaint concern parties other than the
7 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
8 are without knowledge or information sufficient to form a belief as to the truth of the remaining
9 allegations in paragraph 122 of the Complaint, and therefore deny the same.

10 123. The allegations in paragraph 123 of the Complaint concern parties other than the
11 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
12 the AeroTEC Defendants deny that the documents described in Plaintiff's Complaint contain
13 confidential, proprietary, and trade secret information, and that any such documents were illicitly
14 transmitted. The AeroTEC Defendants are without knowledge or information sufficient to form a
15 belief as to the truth of the remaining allegations in paragraph 123 of the Complaint, and therefore
16 deny the same.

17 124. The allegations in paragraph 124 of the Complaint concern parties other than the
18 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
19 the AeroTEC Defendants deny that the documents described in Plaintiff's Complaint contain
20 confidential, proprietary, and trade secret information. The AeroTEC Defendants are without
21 knowledge or information sufficient to form a belief as to the truth of the remaining allegations in
22 paragraph 124 of the Complaint, and therefore deny the same.

23 125. The allegations in paragraph 125 of the Complaint concern parties other than the
24 AeroTEC Defendants and call for legal conclusions, and therefore no response is required. To the
25 extent a response is required, are without knowledge or information sufficient to form a belief as
26 to the truth of the remaining allegations in paragraph 125 of the Complaint, and therefore deny the
27 same.

1 126. The allegations in paragraph 126 of the Complaint concern parties other than the
2 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
3 are without knowledge or information sufficient to form a belief as to the truth of the remaining
4 allegations in paragraph 126 of the Complaint, and therefore deny the same.

5 127. The allegations in paragraph 127 of the Complaint concern parties other than the
6 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
7 the AeroTEC Defendants deny the allegations in paragraph 127 of the Complaint.

8 128. The allegations in paragraph 128 of the Complaint concern parties other than the
9 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
10 the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to
11 the truth of the remaining allegations in paragraph 128 of the Complaint, and therefore deny the
12 same.

13 129. The allegations in paragraph 129 of the Complaint concern parties other than the
14 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
15 the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to
16 the truth of the remaining allegations in paragraph 129 of the Complaint, and therefore deny the
17 same.

18 130. The allegations in paragraph 130 of the Complaint concern parties other than the
19 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
20 the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to
21 the truth of the remaining allegations in paragraph 130 of the Complaint, and therefore deny the
22 same.

23 131. The allegations in paragraph 131 of the Complaint concern parties other than the
24 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
25 the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to
26 the truth of the remaining allegations in paragraph 131 of the Complaint, and therefore deny the
27 same.

1 132. The allegations in paragraph 132 of the Complaint concern parties other than the
2 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
3 the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to
4 the truth of the remaining allegations in paragraph 132 of the Complaint, and therefore deny the
5 same.

6 133. The allegations in paragraph 133 of the Complaint concern parties other than the
7 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
8 the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to
9 the truth of the remaining allegations in paragraph 133 of the Complaint, and therefore deny the
10 same.

11 134. The allegations in paragraph 134 of the Complaint concern parties other than the
12 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
13 the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to
14 the truth of the remaining allegations in paragraph 134 of the Complaint, and therefore deny the
15 same.

16 135. The allegations in paragraph 135 of the Complaint concern parties other than the
17 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
18 the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to
19 the truth of the remaining allegations in paragraph 135 of the Complaint, and therefore deny the
20 same.

21 136. The AeroTEC Defendants admit and deny the allegations referenced in paragraph
22 136 of the Complaint to the same extent set forth above.

23 137. The allegations in paragraph 137 of the Complaint concern parties other than the
24 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
25 are without knowledge or information sufficient to form a belief as to the truth of the remaining
26 allegations in paragraph 137 of the Complaint, and therefore deny the same.

27 138. The allegations in paragraph 138 of the Complaint concern parties other than the

1 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
2 the AeroTEC Defendants deny that the documents described in Plaintiff's Complaint contain
3 confidential, proprietary, and trade secret information, and that any such documents were illicitly
4 transmitted. The AeroTEC Defendants are without knowledge or information sufficient to form a
5 belief as to the truth of the remaining allegations in paragraph 138 of the Complaint, and therefore
6 deny the same.

7 139. The allegations in paragraph 139 of the Complaint concern parties other than the
8 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
9 the AeroTEC Defendants deny that the documents described in Plaintiff's Complaint contain
10 confidential, proprietary, and trade secret information. The AeroTEC Defendants are without
11 knowledge or information sufficient to form a belief as to the truth of the remaining allegations in
12 paragraph 139 of the Complaint, and therefore deny the same.

13 140. The allegations in paragraph 140 of the Complaint concern parties other than the
14 AeroTEC Defendants and call for legal conclusions, and therefore no response is required. To the
15 extent a response is required, are without knowledge or information sufficient to form a belief as
16 to the truth of the remaining allegations in paragraph 140 of the Complaint, and therefore deny the
17 same.

18 141. The allegations in paragraph 141 of the Complaint concern parties other than the
19 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
20 are without knowledge or information sufficient to form a belief as to the truth of the remaining
21 allegations in paragraph 141 of the Complaint, and therefore deny the same.

22 142. The allegations in paragraph 142 of the Complaint concern parties other than the
23 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
24 the AeroTEC Defendants deny the allegations in paragraph 142 of the Complaint.

25 143. The allegations in paragraph 143 of the Complaint concern parties other than the
26 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
27 the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to

1 the truth of the remaining allegations in paragraph 143 of the Complaint, and therefore deny the
2 same.

3 144. The allegations in paragraph 144 of the Complaint concern parties other than the
4 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
5 the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to
6 the truth of the remaining allegations in paragraph 144 of the Complaint, and therefore deny the
7 same.

8 145. The allegations in paragraph 145 of the Complaint concern parties other than the
9 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
10 the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to
11 the truth of the remaining allegations in paragraph 145 of the Complaint, and therefore deny the
12 same.

13 146. The allegations in paragraph 146 of the Complaint concern parties other than the
14 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
15 the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to
16 the truth of the remaining allegations in paragraph 146 of the Complaint, and therefore deny the
17 same.

18 147. The allegations in paragraph 147 of the Complaint concern parties other than the
19 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
20 the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to
21 the truth of the remaining allegations in paragraph 147 of the Complaint, and therefore deny the
22 same.

23 148. The allegations in paragraph 148 of the Complaint concern parties other than the
24 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
25 the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to
26 the truth of the remaining allegations in paragraph 148 of the Complaint, and therefore deny the
27 same.

1 149. The allegations in paragraph 149 of the Complaint concern parties other than the
2 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
3 the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to
4 the truth of the remaining allegations in paragraph 149 of the Complaint, and therefore deny the
5 same.

6 150. The allegations in paragraph 150 of the Complaint concern parties other than the
7 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
8 the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to
9 the truth of the remaining allegations in paragraph 150 of the Complaint, and therefore deny the
10 same.

11 151. The AeroTEC Defendants admit and deny the allegations referenced in paragraph
12 151 of the Complaint to the same extent set forth above.

13 152. The AeroTEC Defendants deny that the documents described in Plaintiff's
14 Complaint contain confidential, proprietary, and trade secret information, and that any such
15 documents were illicitly transmitted. The AeroTEC Defendants are without knowledge or
16 information sufficient to form a belief as to the truth of the remaining allegations in paragraph 152
17 of the Complaint, and therefore deny the same.

18 153. The AeroTEC Defendants deny that the documents described in Plaintiff's
19 Complaint contain confidential, proprietary, and trade secret information. The AeroTEC
20 Defendants are without knowledge or information sufficient to form a belief as to the truth of the
21 remaining allegations in paragraph 153 of the Complaint, and therefore deny the same.

22 154. The allegations in paragraph 154 of the Complaint call for legal conclusions. To
23 the extent a response is required, the AeroTEC Defendants are without knowledge or information
24 sufficient to form a belief as to the truth of the allegations in paragraph 154 of the Complaint, and
25 therefore deny the same.

26 155. The AeroTEC Defendants deny the allegations in paragraph 155 of the Complaint.

27 156. The AeroTEC Defendants deny the allegations in paragraph 156 of the Complaint.

1 157. The AeroTEC Defendants admit that AeroTEC began its involvement with the MRJ
 2 project in mid-2015, that the Seattle Engineering Center was opened around that time, that
 3 AeroTEC was retained to assist with the design, development, and certification of the MRJ, a
 4 project that had experienced some delays from MITAC's original projections. The AeroTEC
 5 Defendants further admit that it employs qualified personnel who formerly worked for Plaintiff
 6 and other aerospace companies, and that some of those employees have prior experience working
 7 on design and/or certification of narrow body, geared turbofan twin engine aircraft like the C-
 8 Series and the MRJ. The AeroTEC Defendants deny the remaining allegations in paragraph 157
 9 of the Complaint.

10 158. The AeroTEC Defendants deny the allegations in paragraph 158 of the Complaint.

11 159. The AeroTEC Defendants deny the allegations in paragraph 159 of the Complaint.

12 160. The AeroTEC Defendants deny the allegations in paragraph 160 of the Complaint.

13 161. The AeroTEC Defendants deny the allegations in paragraph 161 of the Complaint.

14 162. The AeroTEC Defendants admit and deny the allegations referenced in paragraph
 15 162 of the Complaint to the same extent set forth above.

16 163. The AeroTEC Defendants deny that the documents described in Plaintiff's
 17 Complaint contain confidential, proprietary, and trade secret information, and that any such
 18 documents were illicitly transmitted. The AeroTEC Defendants are without knowledge or
 19 information sufficient to form a belief as to the truth of the remaining allegations in paragraph 163
 20 of the Complaint, and therefore deny the same.

21 164. The AeroTEC Defendants deny that the documents described in Plaintiff's
 22 Complaint contain confidential, proprietary, and trade secret information. The AeroTEC
 23 Defendants are without knowledge or information sufficient to form a belief as to the truth of the
 24 remaining allegations in paragraph 164 of the Complaint, and therefore deny the same.

25 165. The allegations in paragraph 165 of the Complaint call for legal conclusions. To
 26 the extent a response is required, the AeroTEC Defendants are without knowledge or information
 27 sufficient to form a belief as to the truth of the allegations in paragraph 165 of the Complaint, and

1 therefore deny the same.

2 166. The AeroTEC Defendants deny the allegations in paragraph 166 of the Complaint.

3 167. The AeroTEC Defendants deny the allegations in paragraph 167 of the Complaint.

4 168. The AeroTEC Defendants admit that AeroTEC began its involvement with the MRJ
5 project in mid-2015, that the Seattle Engineering Center was opened around that time, that
6 AeroTEC was retained to assist with the design, development, and certification of the MRJ, a
7 project that had experienced some delays from MITAC's original projections. The AeroTEC
8 Defendants further admit that it employs qualified personnel who formerly worked for Plaintiff
9 and other aerospace companies, and that some of those employees have prior experience working
10 on design and/or certification of narrow body, geared turbofan twin engine aircraft like the C-
11 Series and the MRJ. The AeroTEC Defendants deny the remaining allegations in paragraph 168
12 of the Complaint.

13 169. The AeroTEC Defendants deny the allegations in paragraph 169 of the Complaint.

14 170. The AeroTEC Defendants deny the allegations in paragraph 170 of the Complaint.

15 171. The AeroTEC Defendants deny the allegations in paragraph 171 of the Complaint.

16 172. The AeroTEC Defendants deny the allegations in paragraph 172 of the Complaint.

17 173. The AeroTEC Defendants admit and deny the allegations referenced in paragraph
18 173 of the Complaint to the same extent set forth above.

19 174. The allegations in paragraph 174 of the Complaint concern parties other than the
20 AeroTEC Defendants and therefore no response is required.

21 175. The allegations in paragraph 175 of the Complaint concern parties other than the
22 AeroTEC Defendants and therefore no response is required.

23 176. The allegations in paragraph 176 of the Complaint concern parties other than the
24 AeroTEC Defendants and therefore no response is required.

25 177. The allegations in paragraph 177 of the Complaint concern parties other than the
26 AeroTEC Defendants and therefore no response is required.

27 178. The allegations in paragraph 178 of the Complaint concern parties other than the

1 AeroTEC Defendants and therefore no response is required.

2 179. The allegations in paragraph 179 of the Complaint concern parties other than the
3 AeroTEC Defendants and therefore no response is required.

4 180. The allegations in paragraph 180 of the Complaint concern parties other than the
5 AeroTEC Defendants and therefore no response is required.

6 181. The allegations in paragraph 181 of the Complaint concern parties other than the
7 AeroTEC Defendants and therefore no response is required.

8 182. The allegations in paragraph 182 of the Complaint concern parties other than the
9 AeroTEC Defendants and therefore no response is required.

10 183. The AeroTEC Defendants admit and deny the allegations referenced in paragraph
11 183 of the Complaint to the same extent set forth above.

12 184. The allegations in paragraph 184 of the Complaint concern parties other than the
13 AeroTEC Defendants and therefore no response is required.

14 185. The allegations in paragraph 185 of the Complaint concern parties other than the
15 AeroTEC Defendants and therefore no response is required.

16 186. The allegations in paragraph 186 of the Complaint concern parties other than the
17 AeroTEC Defendants and therefore no response is required.

18 187. The allegations in paragraph 187 of the Complaint concern parties other than the
19 AeroTEC Defendants and therefore no response is required.

20 188. The allegations in paragraph 188 of the Complaint concern parties other than the
21 AeroTEC Defendants and therefore no response is required.

22 189. The allegations in paragraph 189 of the Complaint concern parties other than the
23 AeroTEC Defendants and therefore no response is required.

24 190. The AeroTEC Defendants admit and deny the allegations referenced in paragraph
25 190 of the Complaint to the same extent set forth above.

26 191. The AeroTEC Defendants deny the allegations in paragraph 191 of the Complaint.

27 192. The AeroTEC Defendants admit that Basson and Dornéval signed the documents

1 attached as Exhibits K and Q to the Complaint. The documents referenced in paragraph 192 of
 2 the Complaint speak for themselves, and the remaining allegations in paragraph 192 of the
 3 Complaint are denied.

4 193. The AeroTEC Defendants deny the allegations in paragraph 193 of the Complaint.

5 194. The AeroTEC Defendants deny the allegations in paragraph 194 of the Complaint.

6 195. The AeroTEC Defendants deny the allegations in paragraph 195 of the Complaint.

7 196. The AeroTEC Defendants deny the allegations in paragraph 196 of the Complaint.

8 197. The AeroTEC Defendants deny the allegations in paragraph 197 of the Complaint.

9 198. The AeroTEC Defendants deny the allegations in paragraph 198 of the Complaint.

10 199. The AeroTEC Defendants admit and deny the allegations referenced in paragraph
 11 199 of the Complaint to the same extent set forth above.

12 200. The AeroTEC Defendants deny that the information contained in the “Bombardier
 13 Skew Detection TCCA Files” contain confidential, proprietary, sensitive or trade secret
 14 information. The AeroTEC Defendants are without knowledge or information sufficient to form
 15 a belief as to the truth of the remaining allegations in paragraph 200 of the Complaint, and therefore
 16 deny the same.

17 201. The AeroTEC Defendants deny that the documents described in Plaintiff’s
 18 Complaint contain confidential, proprietary, and trade secret information. The AeroTEC
 19 Defendants are without knowledge or information sufficient to form a belief as to the truth of the
 20 remaining allegations in paragraph 201 of the Complaint, and therefore deny the same.

21 202. The allegations in paragraph 202 of the Complaint call for legal conclusions. To
 22 the extent a response is required, the AeroTEC Defendants are without knowledge or information
 23 sufficient to form a belief as to the truth of the allegations in paragraph 202 of the Complaint, and
 24 therefore deny the same.

25 203. The AeroTEC Defendants deny the allegations in paragraph 203 of the Complaint.

26 204. The AeroTEC Defendants deny the allegations in paragraph 204 of the Complaint.

27 205. The AeroTEC Defendants deny the allegations in paragraph 205 of the Complaint.

206. The AeroTEC Defendants deny the allegations in paragraph 206 of the Complaint.

207. The AeroTEC Defendants deny the allegations in paragraph 207 of the Complaint.

208. The AeroTEC Defendants admit and deny the allegations referenced in paragraph 208 of the Complaint to the same extent set forth above.

209. The AeroTEC Defendants deny that the information contained in the “Bombardier Skew Detection TCCA Files” contain confidential, proprietary, sensitive or trade secret information. The AeroTEC Defendants are without knowledge or information sufficient to form a belief as to the truth of the remaining allegations in paragraph 209 of the Complaint, and therefore deny the same.

210. The AeroTEC Defendants deny that the documents described in Plaintiff’s Complaint contain confidential, proprietary, and trade secret information. The AeroTEC Defendants are without knowledge or information sufficient to form a belief as to the truth of the remaining allegations in paragraph 210 of the Complaint, and therefore deny the same.

211. The allegations in paragraph 211 of the Complaint call for legal conclusions. To the extent a response is required, the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations in paragraph 211 of the Complaint, and therefore deny the same.

212. The AeroTEC Defendants deny the allegations in paragraph 212 of the Complaint.

213. The AeroTEC Defendants deny the allegations in paragraph 213 of the Complaint.

214. The AeroTEC Defendants deny the allegations in paragraph 214 of the Complaint.

215. The AeroTEC Defendants deny the allegations in paragraph 215 of the Complaint.

216. The AeroTEC Defendants deny the allegations in paragraph 216 of the Complaint.

217. The AeroTEC Defendants admit and deny the allegations referenced in paragraph 217 of the Complaint to the same extent set forth above.

218. The AeroTEC Defendants admits that Mr. Basson signed the document attached as Exhibit K to the Complaint. The remaining allegations in paragraph 218 of the Complaint call for legal conclusions to which no response is required. To the extent a response is required, the

1 AeroTEC Defendants deny the remaining allegations in paragraph 218 of the Complaint.

2 219. Because the allegations in paragraph 219 of the Complaint call for legal conclusions
3 and the Code of Ethics speaks for itself, no response to the allegations in paragraph 219 of the
4 Complaint is required.

5 220. The AeroTEC Defendants deny the allegations in paragraph 220 of the Complaint.

6 221. The AeroTEC Defendants deny the allegations in paragraph 221 of the Complaint.

7 222. The AeroTEC Defendants admit and deny the allegations referenced in paragraph
8 222 of the Complaint to the same extent set forth above.

9 223. The allegations in paragraph 223 of the Complaint concern parties other than the
10 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
11 the AeroTEC Defendants deny that the information contained in the “Bombardier Certification
12 Reports” contain confidential, proprietary, sensitive or trade secret information. The AeroTEC
13 Defendants are without knowledge or information sufficient to form a belief as to the truth of the
14 remaining allegations in paragraph 223 of the Complaint, and therefore deny the same.

15 224. The allegations in paragraph 224 of the Complaint concern parties other than the
16 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
17 the AeroTEC Defendants deny that the documents described in Plaintiff’s Complaint contain
18 confidential, proprietary, and trade secret information. The AeroTEC Defendants are without
19 knowledge or information sufficient to form a belief as to the truth of the remaining allegations in
20 paragraph 224 of the Complaint, and therefore deny the same.

21 225. Because the allegations in paragraph 225 of the Complaint concern parties other
22 than the AeroTEC Defendants and call for legal conclusions, no response is required. To the extent
23 a response is required, the AeroTEC Defendants are without knowledge or information sufficient
24 to form a belief as to the truth of the allegations in paragraph 225 of the Complaint, and therefore
25 deny the same.

26 226. The allegations in paragraph 226 of the Complaint concern parties other than the
27 AeroTEC Defendants and therefore no response is required. To the extent a response is required,

1 the AeroTEC Defendants deny the allegations in paragraph 226 of the Complaint.

2 227. The allegations in paragraph 227 of the Complaint concern parties other than the
3 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
4 the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to
5 the truth of the allegations in paragraph 227 of the Complaint, and therefore deny the same.

6 228. The allegations in paragraph 228 of the Complaint concern parties other than the
7 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
8 the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to
9 the truth of the allegations in paragraph 228 of the Complaint, and therefore deny the same.

10 229. The allegations in paragraph 229 of the Complaint concern parties other than the
11 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
12 the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to
13 the truth of the allegations in paragraph 229 of the Complaint, and therefore deny the same.

14 230. The allegations in paragraph 230 of the Complaint concern parties other than the
15 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
16 the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to
17 the truth of the allegations in paragraph 230 of the Complaint, and therefore deny the same.

18 231. The AeroTEC Defendants admit and deny the allegations referenced in paragraph
19 231 of the Complaint to the same extent set forth above.

20 232. The allegations in paragraph 232 of the Complaint concern parties other than the
21 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
22 the AeroTEC Defendants deny that the information contained in the “Bombardier Certification
23 Reports” contain confidential, proprietary, sensitive or trade secret information. The AeroTEC
24 Defendants are without knowledge or information sufficient to form a belief as to the truth of the
25 remaining allegations in paragraph 232 of the Complaint, and therefore deny the same.

26 233. The allegations in paragraph 233 of the Complaint concern parties other than the
27 AeroTEC Defendants and therefore no response is required. To the extent a response is required,

1 the AeroTEC Defendants deny that the documents described in Plaintiff's Complaint contain
2 confidential, proprietary, and trade secret information. The AeroTEC Defendants are without
3 knowledge or information sufficient to form a belief as to the truth of the remaining allegations in
4 paragraph 233 of the Complaint, and therefore deny the same.

5 234. The allegations in paragraph 234 of the Complaint concern parties other than the
6 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
7 the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to
8 the truth of the allegations in paragraph 234 of the Complaint, and therefore deny the same.

9 235. The allegations in paragraph 235 of the Complaint concern parties other than the
10 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
11 the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to
12 the truth of the allegations in paragraph 235 of the Complaint, and therefore deny the same.

13 236. The allegations in paragraph 236 of the Complaint concern parties other than the
14 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
15 the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to
16 the truth of the allegations in paragraph 236 of the Complaint, and therefore deny the same.

17 237. The allegations in paragraph 237 of the Complaint concern parties other than the
18 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
19 the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to
20 the truth of the allegations in paragraph 237 of the Complaint, and therefore deny the same.

21 238. The allegations in paragraph 238 of the Complaint concern parties other than the
22 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
23 the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to
24 the truth of the allegations in paragraph 238 of the Complaint, and therefore deny the same.

25 239. The allegations in paragraph 239 of the Complaint concern parties other than the
26 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
27 the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to

1 the truth of the allegations in paragraph 239 of the Complaint, and therefore deny the same.

2 240. The AeroTEC Defendants admit and deny the allegations referenced in paragraph
3 240 of the Complaint to the same extent set forth above.

4 241. Because the allegations in paragraph 241 of the Complaint concern parties other
5 than the AeroTEC Defendants and call for legal conclusions, no response is required. To the extent
6 a response is required, the AeroTEC Defendants are without knowledge or information sufficient
7 to form a belief as to the truth of the allegations in paragraph 241 of the Complaint, and therefore
8 deny the same.

9 242. The allegations in paragraph 242 of the Complaint concern parties other than the
10 AeroTEC Defendants and call for legal conclusions. To the extent a response is required, the
11 AeroTEC Defendants respond that the Code of Ethics speaks for itself.

12 243. The allegations in paragraph 243 of the Complaint concern parties other than the
13 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
14 the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to
15 the truth of the allegations in paragraph 243 of the Complaint, and therefore deny the same.

16 244. The allegations in paragraph 244 of the Complaint concern parties other than the
17 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
18 the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to
19 the truth of the allegations in paragraph 244 of the Complaint, and therefore deny the same.

20 245. The AeroTEC Defendants admit and deny the allegations referenced in paragraph
21 245 of the Complaint to the same extent set forth above.

22 246. The AeroTEC Defendants deny that the information contained in the “Flight Test
23 Files and CAFM Methodology” contain confidential, proprietary, sensitive or trade secret
24 information. The AeroTEC Defendants are without knowledge or information sufficient to form
25 a belief as to the truth of the remaining allegations in paragraph 246 of the Complaint, and therefore
26 deny the same.

27 247. The AeroTEC Defendants deny that the documents described in Plaintiff’s

1 Complaint contain confidential, proprietary, and trade secret information. The AeroTEC
 2 Defendants are without knowledge or information sufficient to form a belief as to the truth of the
 3 remaining allegations in paragraph 247 of the Complaint, and therefore deny the same.

4 248. The allegations in paragraph 248 of the Complaint call for legal conclusions. To
 5 the extent a response is required, the AeroTEC Defendants are without knowledge or information
 6 sufficient to form a belief as to the truth of the allegations in paragraph 248 of the Complaint, and
 7 therefore deny the same.

8 249. The AeroTEC Defendants deny the allegations in paragraph 249 of the Complaint.

9 250. The AeroTEC Defendants deny the allegations in paragraph 250 of the Complaint.

10 251. The AeroTEC Defendants deny the allegations in paragraph 251 of the Complaint.

11 252. The AeroTEC Defendants deny the allegations in paragraph 252 of the Complaint.

12 253. The AeroTEC Defendants deny the allegations in paragraph 253 of the Complaint.

13 254. The AeroTEC Defendants admit and deny the allegations referenced in paragraph
 14 254 of the Complaint to the same extent set forth above.

15 255. The AeroTEC Defendants deny that the information contained in the “Flight Test
 16 Files and CAFM Methodology” contain confidential, proprietary, sensitive or trade secret
 17 information. The AeroTEC Defendants are without knowledge or information sufficient to form
 18 a belief as to the truth of the remaining allegations in paragraph 255 of the Complaint, and therefore
 19 deny the same.

20 256. The AeroTEC Defendants deny that the documents described in Plaintiff’s
 21 Complaint contain confidential, proprietary, and trade secret information. The AeroTEC
 22 Defendants are without knowledge or information sufficient to form a belief as to the truth of the
 23 remaining allegations in paragraph 256 of the Complaint, and therefore deny the same.

24 257. The allegations in paragraph 257 of the Complaint call for legal conclusions. To
 25 the extent a response is required, the AeroTEC Defendants are without knowledge or information
 26 sufficient to form a belief as to the truth of the allegations in paragraph 257 of the Complaint, and
 27 therefore deny the same.

1 258. The AeroTEC Defendants deny the allegations in paragraph 258 of the Complaint.

2 259. The AeroTEC Defendants deny the allegations in paragraph 259 of the Complaint.

3 260. The AeroTEC Defendants deny the allegations in paragraph 260 of the Complaint.

4 261. The AeroTEC Defendants deny the allegations in paragraph 261 of the Complaint.

5 262. The AeroTEC Defendants deny the allegations in paragraph 262 of the Complaint.

6 263. The AeroTEC Defendants admit and deny the allegations referenced in paragraph
7 263 of the Complaint to the same extent set forth above.

8 264. The AeroTEC Defendants admits that Ms. Dornéval signed the document attached
9 as Exhibit Q to the Complaint. The remaining allegations in paragraph 264 of the Complaint call
10 for legal conclusions to which no response is required. To the extent a response is required, the
11 AeroTEC Defendants deny the remaining allegations in paragraph 264 of the Complaint.

12 265. Because the allegations in paragraph 265 of the Complaint call for legal conclusions
13 and the Code of Ethics speaks for itself, no response to the allegations in paragraph 265 of the
14 Complaint is required.

15 266. The AeroTEC Defendants deny the allegations in paragraph 266 of the Complaint.

16 267. The AeroTEC Defendants deny the allegations in paragraph 267 of the Complaint.

17 268. The AeroTEC Defendants admit and deny the allegations referenced in paragraph
18 268 of the Complaint to the same extent set forth above.

19 269. The AeroTEC Defendants deny that the information contained in the documents
20 referenced in the Complaint contain confidential, proprietary, sensitive or trade secret information,
21 and that those documents were illicitly transmitted. The AeroTEC Defendants are without
22 knowledge or information sufficient to form a belief as to the truth of the remaining allegations in
23 paragraph 269 of the Complaint, and therefore deny the same.

24 270. The AeroTEC Defendants deny that the documents described in Plaintiff's
25 Complaint contain confidential, proprietary, and trade secret information. The AeroTEC
26 Defendants are without knowledge or information sufficient to form a belief as to the truth of the
27 remaining allegations in paragraph 270 of the Complaint, and therefore deny the same.

271. The allegations in paragraph 271 of the Complaint call for legal conclusions. To the extent a response is required, the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations in paragraph 271 of the Complaint, and therefore deny the same.

272. The AeroTEC Defendants deny the allegations in paragraph 272 of the Complaint.

273. The AeroTEC Defendants deny the allegations in paragraph 273 of the Complaint.

274. The AeroTEC Defendants deny the allegations in paragraph 274 of the Complaint.

275. The AeroTEC Defendants deny the allegations in paragraph 275 of the Complaint.

276. The AeroTEC Defendants deny the allegations in paragraph 276 of the Complaint.

277. The AeroTEC Defendants deny the allegations in paragraph 277 of the Complaint.

278. The AeroTEC Defendants admit and deny the allegations referenced in paragraph 278 of the Complaint to the same extent set forth above.

279. The AeroTEC Defendants deny that the information contained in the AeroTEC Defendants deny that the information contained in the documents referenced in the Complaint contain confidential, proprietary, sensitive or trade secret information, and that those documents were illicitly transmitted. The AeroTEC Defendants are without knowledge or information sufficient to form a belief as to the truth of the remaining allegations in paragraph 279 of the Complaint, and therefore deny the same.

280. The AeroTEC Defendants deny that the documents described in Plaintiff's Complaint contain confidential, proprietary, and trade secret information. The AeroTEC Defendants are without knowledge or information sufficient to form a belief as to the truth of the remaining allegations in paragraph 280 of the Complaint, and therefore deny the same.

281. The allegations in paragraph 281 of the Complaint call for legal conclusions. To the extent a response is required, the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to the truth of the allegations in paragraph 281 of the Complaint, and therefore deny the same.

282. The AeroTEC Defendants deny the allegations in paragraph 282 of the Complaint.

1 283. The AeroTEC Defendants deny the allegations in paragraph 283 of the Complaint.

2 284. The AeroTEC Defendants deny the allegations in paragraph 284 of the Complaint.

3 285. The AeroTEC Defendants deny the allegations in paragraph 285 of the Complaint.

4 286. The AeroTEC Defendants deny the allegations in paragraph 286 of the Complaint.

5 287. The AeroTEC Defendants deny the allegations in paragraph 287 of the Complaint.

6 288. The AeroTEC Defendants admit and deny the allegations referenced in paragraph
7 288 of the Complaint to the same extent set forth above.

8 289. The AeroTEC Defendants deny the allegations in paragraph 289 of the Complaint.

9 290. The AeroTEC Defendants admit that Basson and Dornéval signed the documents
10 attached as Exhibits K and Q to the Complaint. The documents referenced in paragraph 290 of
11 the Complaint speak for themselves, and the remaining allegations in paragraph 290 of the
12 Complaint are denied

13 291. The AeroTEC Defendants deny the allegations in paragraph 291 of the Complaint.

14 292. The AeroTEC Defendants deny the allegations in paragraph 292 of the Complaint.

15 293. The AeroTEC Defendants deny the allegations in paragraph 293 of the Complaint.

16 294. The AeroTEC Defendants deny the allegations in paragraph 294 of the Complaint.

17 295. The AeroTEC Defendants deny the allegations in paragraph 295 of the Complaint.

18 296. The AeroTEC Defendants deny the allegations in paragraph 296 of the Complaint.

19 297. The AeroTEC Defendants admit and deny the allegations referenced in paragraph
20 297 of the Complaint to the same extent set forth above.

21 298. The allegations in paragraph 298 of the Complaint concern parties other than the
22 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
23 the AeroTEC Defendants deny that the information contained in the documents referenced in the
24 Complaint contain confidential, proprietary, sensitive or trade secret information. The AeroTEC
25 Defendants are without knowledge or information sufficient to form a belief as to the truth of the
26 remaining allegations in paragraph 298 of the Complaint, and therefore deny the same.

27 299. The allegations in paragraph 299 of the Complaint concern parties other than the

1 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
2 the AeroTEC Defendants deny that the documents described in Plaintiff's Complaint contain
3 confidential, proprietary, and trade secret information. The AeroTEC Defendants are without
4 knowledge or information sufficient to form a belief as to the truth of the remaining allegations in
5 paragraph 299 of the Complaint, and therefore deny the same.

6 300. Because the allegations in paragraph 300 of the Complaint concern parties other
7 than the AeroTEC Defendants and call for legal conclusions, no response is required. To the extent
8 a response is required, the AeroTEC Defendants are without knowledge or information sufficient
9 to form a belief as to the truth of the allegations in paragraph 300 of the Complaint, and therefore
10 deny the same.

11 301. The allegations in paragraph 301 of the Complaint concern parties other than the
12 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
13 the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to
14 the truth of the allegations in paragraph 301 of the Complaint, and therefore deny the same.

15 302. The allegations in paragraph 302 of the Complaint concern parties other than the
16 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
17 the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to
18 the truth of the allegations in paragraph 302 of the Complaint, and therefore deny the same.

19 303. The allegations in paragraph 303 of the Complaint concern parties other than the
20 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
21 the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to
22 the truth of the allegations in paragraph 303 of the Complaint, and therefore deny the same.

23 304. The allegations in paragraph 304 of the Complaint concern parties other than the
24 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
25 the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to
26 the truth of the allegations in paragraph 304 of the Complaint, and therefore deny the same.

27 305. The allegations in paragraph 305 of the Complaint concern parties other than the

1 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
2 the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to
3 the truth of the allegations in paragraph 305 of the Complaint, and therefore deny the same.

4 306. The allegations in paragraph 306 of the Complaint concern parties other than the
5 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
6 the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to
7 the truth of the allegations in paragraph 306 of the Complaint, and therefore deny the same.

8 307. The AeroTEC Defendants admit and deny the allegations referenced in paragraph
9 307 of the Complaint to the same extent set forth above.

10 308. The allegations in paragraph 308 of the Complaint concern parties other than the
11 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
12 the AeroTEC Defendants deny that the information contained in the documents referenced in the
13 Complaint contain confidential, proprietary, sensitive or trade secret information. The AeroTEC
14 Defendants are without knowledge or information sufficient to form a belief as to the truth of the
15 remaining allegations in paragraph 308 of the Complaint, and therefore deny the same.

16 309. The allegations in paragraph 309 of the Complaint concern parties other than the
17 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
18 the AeroTEC Defendants deny that the documents described in Plaintiff's Complaint contain
19 confidential, proprietary, and trade secret information. The AeroTEC Defendants are without
20 knowledge or information sufficient to form a belief as to the truth of the remaining allegations in
21 paragraph 309 of the Complaint, and therefore deny the same.

22 310. The allegations in paragraph 310 of the Complaint concern parties other than the
23 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
24 the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to
25 the truth of the allegations in paragraph 310 of the Complaint, and therefore deny the same.

26 311. The allegations in paragraph 311 of the Complaint concern parties other than the
27 AeroTEC Defendants and therefore no response is required. To the extent a response is required,

1 the AeroTEC Defendants deny the allegations in paragraph 311 of the Complaint.

2 312. The allegations in paragraph 312 of the Complaint concern parties other than the
3 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
4 the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to
5 the truth of the allegations in paragraph 312 of the Complaint, and therefore deny the same.

6 313. The allegations in paragraph 313 of the Complaint concern parties other than the
7 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
8 the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to
9 the truth of the allegations in paragraph 313 of the Complaint, and therefore deny the same.

10 314. The allegations in paragraph 314 of the Complaint concern parties other than the
11 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
12 the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to
13 the truth of the allegations in paragraph 314 of the Complaint, and therefore deny the same.

14 315. The allegations in paragraph 315 of the Complaint concern parties other than the
15 AeroTEC Defendants and therefore no response is required. To the extent a response is required,
16 the AeroTEC Defendants are without knowledge or information sufficient to form a belief as to
17 the truth of the allegations in paragraph 315 of the Complaint, and therefore deny the same.

18 To the extent Plaintiff's Prayer for Relief requires a response, the AeroTEC Defendants
19 deny that Plaintiff is entitled to any of the relief requested.

20 **AFFIRMATIVE DEFENSES**

21 By way of affirmative defenses, the AeroTEC Defendants allege as follows:

- 22 1. Plaintiff has failed to state a claim upon which relief may be granted.
- 23 2. Plaintiff has failed to properly plead their claims with the requisite specificity.
- 24 3. Plaintiff's alleged trade secrets were not the subject of reasonable efforts to
25 maintain their secrecy, and/or are in the public domain.
- 26 4. Plaintiff's breach of contract and tortious interference claims are preempted by
27 RCW § 19.108.900.

6. Plaintiff's claims are barred because the relief sought would impose an unreasonable restraint of trade.

7. Plaintiff's claims are barred by the doctrines of estoppel, waiver and laches.

8. Plaintiff has forfeited and/or abandoned its alleged trade secrets and other rights.

9. Plaintiff lacks standing to assert its trade secret misappropriation claims.

10. Plaintiff has not suffered any damages from the AeroTEC Defendants' acts or omissions.

11. Plaintiff failed to mitigate its damages, if any.

12. Plaintiff has an adequate remedy at law for any past or future injuries, and any such injuries are not irreparable.

13. Plaintiff authorized and ratified the AeroTEC Defendants' acts and omissions.

14. Plaintiff acted illegally and with unclean hands.

15. Plaintiff's damages, if any, were caused by its own acts or omissions, or Plaintiff was contributorily negligent in causing its alleged damages.

16. Plaintiffs damages, if any, were cause by the acts or omissions of others for whom the AeroTEC Defendants are not liable or responsible.

17. The AeroTEC Defendants' acts and omissions were justified.

The AeroTEC Defendants reserve the right to assert any claims and additional defenses that may now exist or in the future become available based on discovery and further investigation in this case.

PRAYER FOR RELIEF

PRAYER FOR RELIEF

WHEREFORE, the AeroTEC Defendants pray for the following relief:

A. Dismissal of Plaintiff's Complaint with prejudice;

B. An award of the AeroTEC Defendants' attorney fees and costs as allowed by law;

and

1 C. Such other and further relief as the Court finds just and proper.
2 The AeroTEC Defendants demand a trial by jury on all issues so triable.

3
4 Dated this 14th day of May, 2019.

5 **KARR TUTTLE CAMPBELL**
6 *Attorneys for Defendants AeroTEC, Basson,*
7 *Dornéval and Korwin-Szymanowski*

8 *s/ Richard J. Omata*

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CERTIFICATE OF SERVICE

I, Sherelyn Anderson, affirm and state that I am employed by Karr Tuttle Campbell in King County, in the State of Washington. I am over the age of 18 and not a party to the within action. My business address is: 701 Fifth Avenue, Suite 3300, Seattle, WA 98101. On this day, I electronically filed the foregoing AeroTEC Defendants' Answer and Affirmative Defenses to Verified Complaint with the Clerk of the Court and caused it to be served upon the below counsel of record using the CM/ECF system.

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I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct, to the best of my knowledge. Dated this 14th day of May, 2019, at Seattle, Washington.

s/ Sherelyn Anderson
 Sherelyn Anderson
 Litigation Legal Assistant